

NEW BUSINESS

REFERRAL

10-22-19.

**PUBLIC HEALTH
AND SAFETY
STANDING
COMMITTEE**

58

**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 18, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6002468 100% City Funding – To Provide portable handheld proprietary specialized chemical analyzer testing equipment. This includes Two (2) TruNarc Narcotics Analyzers, One Hundred (100) TruNarc Solution Test Sticks and One Hundred (100) Solution Vials with Ethanol Kits. This Equipment Provides DPD with Immediate Detection of Cocaine, Heroin, Marijuana, Fentanyl and Potentially Deadly Substances. – Contractor: Thermo Scientific Portable Analytical Instruments (PAI), Inc. – Location: 2 Radcliff Road, Tewksbury, MA 01876 – Contract Period: Upon City Council Approval through November 1, 2020 – Total Contract Amount: \$500,000.00. **POLICE**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER **BENSON**

RESOLVED, that Contract No. 6002468 referred to in the foregoing communication dated October 18, 2019, be hereby and is approved.

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**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 18, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6002363 100% Federal Funding – To Provide Bus Stop Signs and Supplies for the Detroit Department of Transportation. – Contractor: MDSolutions, Inc. – Location: 8225 Estates Parkway, Plain City, OH 43064 – Contract Period: Upon City Council Approval through September 16, 2020 – Total Contract Amount: \$175,614.00. **TRANSPORTATION**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER **BENSON**

RESOLVED, that Contract No. 6002468 referred to in the foregoing communication dated October 18, 2019, be hereby and is approved.

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**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 18, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

3037059 100% City Funding – To Provide an Emergency Demolition for Residential Property, 5682 Artesian. – Contractor: Inner City Contracting – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 1, 2020 – Total Contract Amount: \$18,589.00. **HOUSING AND REVITALIZATION**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER **BENSON**

RESOLVED, that Contract No. 3037059 referred to in the foregoing communication dated October 18, 2019, be hereby and is approved.

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**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 18, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

3037757 100% City Funding – To Provide an Emergency Demolition for Commercial Property, 7631 Mack. – Contractor: Inner City Contracting – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through September 29, 2020 – Total Contract Amount: \$46,180.00. **HOUSING AND REVITALIZATION**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER BENSON

RESOLVED, that Contract No. 3037757 referred to in the foregoing communication dated October 18, 2019, be hereby and is approved.

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**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 18, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

3038030 100% City Funding – To Provide Group 137 Commercial Demolition of Two (2) Properties. – Contractor: Dore & Associates Contracting, Inc. – Location: 900 Harry S Truman Parkway, Bay City, MI 48706 – Contract Period: Upon City Council Approval through October 7, 2020 – Total Contract Amount: \$63,500.00. **HOUSING AND REVITALIZATION**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER BENSON

RESOLVED, that Contract No. 3038030 referred to in the foregoing communication dated October 18, 2019, be hereby and is approved.

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**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 18, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

3038030 100% City Funding – To Provide Group 137 Commercial Demolition of Two (2) Properties. – Contractor: Dore & Associates Contracting, Inc. – Location: 900 Harry S Truman Parkway, Bay City, MI 48706 – Contract Period: Upon City Council Approval through October 7, 2020 – Total Contract Amount: \$63,500.00. **HOUSING AND REVITALIZATION**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER BENSON

RESOLVED, that Contract No. 3038030 referred to in the foregoing communication dated October 18, 2019, be hereby and is approved.



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
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October 18, 2019

Detroit City Council
1340 Coleman A. Young Municipal Center
Detroit, Michigan

**Re: Proposed Amendment of Chapter 20 of the 2019 Detroit City Code, *Health*;
Article VI, *Medical Marihuana Facilities***

Honorable City Council:

At the request of Council Member Tate, the Law Department has prepared and approved as to form the attached proposed amendment for your consideration. The proposed amendment will prohibit the approval of adult-use marihuana establishments under the Michigan Regulation and Taxation of Marihuana Act, being Initiated Law 1 of 2018, until such time as this Honorable Body enacts appropriate regulations authorizing the approval of adult-use marihuana establishments in the City of Detroit.

Respectfully submitted,

Kimberly A. James
Supervising Assistant Corporation Counsel
City of Detroit Law Department

S U M M A R Y

AN ORDINANCE to amend Chapter 20 of the 2019 Detroit City Code, *Health*; by amending Article VI, *Medical Marihuana Facilities*, to add section 20-6-7 to prohibit marihuana establishments under the Michigan Regulation and Taxation of Marihuana Act, being Initiated Law 1 of 2018, until such time as regulations are enacted by the City of Detroit.

1 **BY COUNCIL MEMBER _____**;

2 **AN ORDINANCE** to amend Chapter 20 of the 2019 Detroit City Code, *Health*;
 3 by amending Article VI, *Medical Marihuana Facilities*, to add section 20-6-7 to prohibit
 4 marihuana establishments under the Michigan Regulation and Taxation of Marihuana Act, being
 5 Initiated Law 1 of 2018, until such time as regulations are enacted by the City of Detroit.

6 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT THAT:**

7 **Section 1.** Chapter 20, Article VI of the 2019 Detroit City Code is amended to add Section 20-6-
 8 7 as follows:

9 **ARTICLE VI. - MEDICAL MARIHUANA FACILITIES**

10 **DIVISION 1. - GENERALLY**

11 Sec. 20-6-7. Opt Out

12
 13 (a) Pursuant to Sec. 6 (1) of the Michigan Regulation and Taxation of Marihuana Act, being
 14 Initiated Law 1 of 2018, MCL 333.27956(1), marihuana establishments are prohibited until such
 15 time as regulations authorizing marihuana establishments are put into effect through an ordinance
 16 enacted by the Detroit City Council.


17
 18 **Section 2.** This ordinance is hereby declared necessary to preserve the public peace, health, safety
 19 and welfare of the People of the City of Detroit.

20 **Section 3.** All ordinances, or parts of ordinances, that conflict with this ordinance are repealed.

21 **Section 4.** In the event this ordinance is passed by two-thirds (2/3) majority of City Council
 22 Members serving, it shall be given immediate effect and become effective upon publication in
 23 accordance with Section 4-118 of the 2012 Detroit City Charter. Where this ordinance is passed
 24 by less than a two-thirds (2/3) majority of City Council Members serving, it shall become

1 effective on the thirtieth (30) day after enactment, or on the first business day thereafter, in
2 accordance with Section 4-118 of the 2012 Detroit City Charter; if this ordinance specifies a
3 certain date to become effective, it shall become effective in accordance with the date specified
4 therein, subject to the publication requirement in Section 4-118 of the 2012 Detroit City Charter.

5 Approved as to form:

6
7 

8 Lawrence T García
9 Corporation Counsel
10



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
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October 10, 2019

Honorable City Council:

RE: Petition No. 354 – Marathon Petroleum Company request permission to vacate a section of Oakwood from the intersection of Dix and Oakwood to the north for 1,872.82 ft and alleys between Sanders and Oakwood.

Correction: Minor error in one part of a legal description.

Petition No. 354 Mannik Smith Group on behalf of Marathon Petroleum LP request City Council to accept the dedication of certain lands for public street purposes being the Oakwood Avenue reroute, also requesting the vacation and conversion to easement of part of Oakwood Avenue and two public alleys, all in the area of Dix Avenue, Oakwood Avenue, and Sanders Avenue. Additionally the Department of Public Works is requesting to convert an existing greenbelt into public right-of-way from the Oakwood Avenue reroute to the Rouge River near Powell Avenue.

The dedication and conversion to easement requested by Mannik Smith Group on behalf of Marathon Petroleum LP is being proposed in order to integrate a planned new administration campus into the existing refinery and for the benefit of creating a larger buffer between the traveling public and the existing refinery.

A resolution granting the petition was approved by your Honorable Body on October 28, 2014 and found in J.C.C. pages 2214- 2228.

However, a review by DPW-City Engineering has been made and a minor correction to one legal description is needed and is herewith added as a part of this corrective resolution. The revised legal description is represented in **bold and underlined**. All deletions are represented in ~~bold and strike through~~.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

JMK/

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

BY COUNCIL MEMBER _____

RESOLVED, That your Honorable Body authorize the acceptance of the following described properties owned by Marathon Petroleum Company and/or the City of Detroit for public street purposes:

LEGAL DESCRIPTION OF DEDICATION AREA "A"

A part of Private Claim 667, 37 and 50; also Lots 86-96 inclusive, Lots 134-136 inclusive, Lot 307, part of lots 93-97, part of Lots 130-133 and part of Lot 309 of "G.W. Zanger Oakwood Sub." as recorded in Liber 43, Page 40 Wayne County records; also a part of Lots 66 and 67 of "G.W. Zanger Dix Avenue Sub." as recorded in Liber 58, Page 25 of Wayne County Records; Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan being more particularly described as:

BEGINNING at the intersection of Easterly right-of-way line of South Dix Avenue (66 feet wide) and Southerly right-of-way line of Sanders Avenue (66 feet wide); thence along the Southerly right-of-way line of Sanders Avenue South 58°51'06" East, 753.88 feet to a point on the line between Private Claim 37 and 50; thence continuing along said southerly right-of-way line South 59°19'06" East, 367.29 feet to a point on a curve; thence along a non-tangent curve to the right 224.22 feet, said curve having a radius of 893.50 feet, a central angle of 14°22'42" and a long chord bearing North 66°02'28" West, 223.63 feet; thence North 58°51'07" West, 460.32 feet to a point of curvature; thence along a tangent curve to the left 350.19 feet, said curve having a radius of 506.50 feet, a central angle of 39°36'50" and a long chord bearing North 78°39'32" West, 343.26 feet; thence South 81°32'03" West, 150.59 feet to a point on the Easterly right-of-way line of South Dix Avenue; thence along said Easterly right-of-way line North 31°08'53" East 237.33 feet to the POINT OF BEGINNING. Containing 1.319 acres of land, more or less. Being subject to any easements, right-of-ways or restrictions as recorded, if any.

LEGAL DESCRIPTION OF DEDICATION AREA "B"

A part of Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the easterly right-of-way line of South Dix Avenue (66' wide) and the Northerly right-of-way line of Sanders Avenue (66' wide); thence along said Northerly right-of-way line of Sanders Avenue South 59°19'06" East, 949.84 feet to a point on a curve and also the POINT OF BEGINNING; thence along a non-tangent curve to the left 198.05' feet, said curve having a radius of 802.50 feet, a central angle of 14°08'23" and a long chord of South 69°32'03" East, 197.54 feet; thence South 76°36'15" East, 184.48 feet to a point on the Westerly line of a public alley (18 feet wide); thence along said Westerly line South 30°54'26" West, 89.85 feet to a point on the Northerly right-of-way line of Sanders Avenue; thence along said Northerly right-of-way line North 59°19'06" West, 370.21 feet to the POINT OF BEGINNING. Containing 0.312 acre of land, more or less. Subject to any easements, right-of-ways or restrictions as recorded, if any.

LEGAL DESCRIPTION OF DEDICATION AREA "C"

A part of Lot 397, 398 and 399 "Oakwood Sub.", Liber 13, Page 36, Wayne County records, a part of Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

BEGINNING at the intersection of the Easterly right-of-way line of a Public alley (18 feet wide) and the Northerly right-of-way line of Colonial Avenue (66 feet wide), said point also being the southerly corner of Lot 397 of "Oakwood Sub."; thence along said Easterly right-of-way line North 30°54'26" East, 70.44 feet; thence South 76°36'15" East, 62.78 feet to a point on the Northerly right-of-way line of Colonial Avenue; thence along said Northerly right-of-way line South 64°44'10" West, 107.54 feet to the POINT OF BEGINNING. Containing 0.048 acre of land, more or less. Being subject to any easements, right-of-ways or restrictions as recorded, if any.

LEGAL DESCRIPTION OF DEDICATION AREA "D"

A part of Lots 382-391 of "Oakwood Sub.", Liber 13, Page 36, Wayne County records, Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the Westerly right-of-way line of Sanders Avenue (66 feet wide) and the Southerly right-of-way line of Colonial Avenue (66 feet wide), said point also being the Northwestern corner of Lot 393 of "Oakwood Sub"; thence along said Southerly right-of-way line North 64°44'10" East, 60.81 feet to the POINT OF BEGINNING; thence continuing along said Southerly right-of-way line North 64°44'10" East, 145.67 feet; thence South 76°36'15" East, 160.08 feet to a point on the Northerly right-of-way line of a public alley (20 feet wide); thence along said Northerly right-of-way line South 64°44'10" West, 145.67 feet; thence North 76°36'15" West, 160.08 feet to the POINT OF BEGINNING. Containing 0.334 acre of land, more or less. Subject to any easements, right-of-ways or restrictions of record, if any.

LEGAL DESCRIPTION OF DEDICATION AREA "E"

Lot 268 and part of Lots 265-267 and part of Lots 269-279 of "Oakwood Sub.", Liber 13, Page 36,

Wayne County records, Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the Westerly right-of-way line of Ormond Avenue (66 feet wide) and the Northerly right-of-way line of Oakwood Avenue (100 feet wide) also being the Southeasterly corner of Lot 283 of "Oakwood Sub."; thence along said northerly right-of-way line South 64°44'10" West 143.77 feet to the POINT OF BEGINNING; thence continuing along said Northerly right-of-way line South 64°44'10" West, 408.69 feet to a point on a curve; thence along a non-tangent curve to the left 25.50 feet, said curve having a radius of 161.50 feet, a central angle of 09°02'49" and a long chord bearing North 42°51'42" East, 25.47 feet to a point of compound curvature; thence along a tangent curve to the left 28.59 feet, said curve having a radius of 212.50 feet, a central angle of 07°42'36" and a long chord bearing North 34°29'00" East, 28.57 feet to a point of compound curvature; thence along a tangent curve to the left ~~50.03~~ 49.51 feet, said curve having a radius of 26.50 feet, a central angle of ~~108°45'54"~~ 107°02'20" and a long chord bearing ~~North 22°13'19" West~~ North 22°53'28" West, ~~43.08 feet~~ 42.61 feet; thence North 76°24'38" West, 23.88 feet; thence North 76°36'15" West, 61.72 feet to a point on the Southerly right-of-way line of a public alley (20 feet wide); thence along said Southerly right-of-way line North 64°44'10" East, 145.67 feet; thence South 76°36'15" East, 110.1 feet to a point of curvature; thence along a tangent curve to the left 297.63 feet, said curve having a radius of 532.50 feet, a central angle of 3201'28" and a long chord bearing North 87°23'01" East, 293.77 feet to the POINT OF BEGINNING. Containing 0.546 acre of land, more or less. Subject to any easements, right-of-ways or restrictions as recorded, if any.

DEDICATION AREA F: PLEASANT AVENUE CUL-DE-SAC AT OAKWOOD AVENUE

Part of Lot 107 and part of vacated Rouge Avenue (60 feet wide) of "G.W. Zanger Dix Avenue Subn.", as recorded on Liber 58, Page 25, Wayne County Records, of part of Private Claims 37 and 667, City of Detroit, Town 2 South, Range 11 East, Wayne County, Michigan, being more particularly described as:

Commencing at the Intersection of the easterly 33 foot right-of-way line of South Dix Avenue (93' wide) and the northerly 25 foot right-of-way line of Pleasant Avenue (50 feet wide); Thence South 58°51'06" East along said northerly right-of-way line of Pleasant Avenue, 445.93 feet to the POINT OF BEGINNING; Thence South 80°20'42" East, 68.22 feet; Thence South 58°51'07" East, 42.26 feet; Thence South 18°13'07" East, 38.38 feet to a point on the northerly 25 foot right-of-way line of Pleasant Street, said point being North 58°51'06" West, 32.39 feet from the Intersection of said northerly right-of-way line of Pleasant Street and the westerly 50 foot right-of-way line of Oakwood Boulevard (83' wide); Thence North 58°51'06" West along said northerly right-of-way line of Pleasant Street, 134.86 feet to the POINT OF BEGINNING. Containing 0.051 acre of land, more or less, subject to any easements, right-of-ways or restrictions, recorded or unrecorded.

PROVIDED, That the petitioner shall design and construct the proposed Oakwood reroute as required by the City Engineering Division – DPW (CED)/Street Design Bureau and the Traffic Engineering Division – DPW; and further

PROVIDED, That the petitioner or their assigns shall be responsible for arranging the financing of the entire cost of the proposed street construction, including inspection, survey and engineering; and further

PROVIDED, That the entire work is to be performed in accordance with plans and specifications approved by CED and constructed under the inspection and approval of CED; and further

PROVIDED, That all taxes with respect to property of which the Dedication Area is a part of shall be paid and proof thereof furnished to the Law Department and/or City Engineering Division – DPW; and further

PROVIDED, That proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department and/or City Engineering Division – DPW; and further

PROVIDED, That the fee owner submit a properly executed deed acceptable to the Law Department and/or City Engineering Division – DPW; and

PROVIDED, That the petitioner obtain Traffic Engineering Division, signature of approval on the final design and plans for the construction of the street; and be it further

PROVIDED, That Marathon Petroleum agrees to maintain the "green space" (non-pavement areas) contained within the new public right-of-way at the intersection of the

newly rerouted Oakwood Avenue with the existing Oakwood Avenue and also at the intersection of the newly rerouted Oakwood Avenue and South Dix Avenue. Also,

RESOLVED, The following public street and two (2) public alleys described as:

Oakwood Avenue from the easterly line of South Dix Avenue, to a point near the Wabash Railroad Right-of-way being easterly 1,872.82 feet.

Land in the City of Detroit, Wayne County, Michigan being all that part of Oakwood Avenue, variable width, within the following described boundaries: Beginning at the northeasterly corner of Oakwood Avenue and South Dix Avenue said point also being the southwesterly corner of Lot 1 "G.W. Zanger Dix Avenue Subdivision of part of P.C.'s 37 & 667, City of Detroit, Wayne County, Michigan" as recorded in Liber 58, Page 25 of Plats, Wayne County Records; thence N72°37'E, along the northerly line of Oakwood Avenue, 1109.99 feet; thence S31°51'46"W continuing along the northerly line of Oakwood Avenue, 26.04 feet; thence N72°37'E, continuing along the northerly line of Oakwood Avenue 710.87 feet; thence S17°23'E 83.00 feet to the southerly line of Oakwood Avenue also being the northerly limit of property owned by Marathon Petroleum; thence S72°37'W along the southerly line of Oakwood Avenue 321.05 feet; thence N40°29'38"W continuing along the southerly line of Oakwood Avenue 18.50 feet; thence S72°37'W continuing along the southerly line of Oakwood Avenue 1544.47 feet to the southerly limit of property owned by Marathon Petroleum; thence N32°01'W 21.56 feet to the southerly line of South Dix Avenue; thence N32°01'W along the easterly line of South Dix Avenue 91.41 feet to the northerly line of Oakwood Avenue and the Point of Beginning.

East-West Alley, 20 feet wide in the block of Oakwood Avenue, Sanders Avenue and vacated Rouge Avenue.

Land in the City of Detroit, Wayne County Michigan being all of the East-West alley, 20 feet wide, lying northerly of and adjoining the northerly line of Lots 251 thru 257, both inclusive; also lying southerly of and adjoining the southerly line of Lot 394 "Oakwood Subdivision on the P.C.'s 50, 524 and 241, River Rouge, (Now Detroit), T2S, R11E, Wayne County, Michigan" as recorded in Liber 13, Page 36, Plats, Wayne County Records.

North-South Alley, 20 feet wide in the block of Oakwood Avenue, Sanders Avenue and vacated Rouge Avenue.

Land in the City of Detroit, Wayne County Michigan being all of the North-South alley, 20 feet wide, lying westerly of and adjoining the westerly line of Lots 247 thru 251, both inclusive; also lying westerly of and adjoining the westerly line of Lots 394, 395 and 396 "Oakwood Subdivision on the P.C.'s 50, 524 and 241, River Rouge, (Now Detroit), T2S, R11E, Wayne County, Michigan" as recorded in Liber 13, Page 36, Plats, Wayne County Records; also including the westerly part of the alley "allocated from the Oakwood Playfield to make the North-South alley between Oakwood and Sanders a uniform width

of 20 feet" action taken by Common Council of the City of Detroit, as recorded in the Journal of Common Council on February 13, 1957 on pages 240 and 241, including the so-called 1 foot wide "spite strip" originally platted as a surplus strip in the "Oakwood Subdivision on the P.C.'s 50, 524 and 241, River Rouge, (Now Detroit), T2S, R11E, Wayne County, Michigan" as recorded in Liber 13, Page 36, Plats, Wayne County Records.

Be and the same are hereby vacated as public rights-of-way and are hereby converted into private easements for public utilities of the full width of the rights-of-way, which easements shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said street and by their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public easement or right-of-way over said vacated public alleys herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public street in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

Second, Said utility easement or right-of-way in and over said vacated street and alleys herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easements, nor change of surface grade made, without prior approval of the City Engineering Division – DPW,

Fourth, That if the owners of any lots abutting on said vacated street and alleys shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with

Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and further

PROVIDED, that an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

PROVIDED, that free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

PROVIDED, that the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection; and be it further

PROVIDED, that said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

PROVIDED, that the Public Lighting Department requires that no structures or barricades be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations also any structure proposed to be built shall maintain a minimum of 3 feet horizontal clearance and 12 feet vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD requires unrestricted easement rights with 24-hour heavy vehicle access in order to maintain their facilities; and be it further

PROVIDED, that if any time in the future, the owners of any lots abutting on said vacated street or alleys shall request the removal and/or relocation of the aforementioned utilities in said easements, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

PROVIDED, That the City of Detroit retains a temporary easement for vehicular and pedestrian traffic on that part of Oakwood Avenue vacated and converted to easement; this easement shall remain in effect until the new Oakwood reroute described in the dedication portion of this resolution is fully open to vehicular and pedestrian traffic. At the opening of the rerouted Oakwood Avenue this temporary easement shall be extinguished and the full closure of the Old Oakwood to vehicular and pedestrian traffic will take effect subject to easement rights contained herein; and be it further

PROVIDED, That if it becomes necessary to remove the paved alley returns at the entrances (into Oakwood Avenue or Sanders Avenue), such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division – DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; Also,

WHEREAS, The City of Detroit is planning to develop a dedicated bicycle path from Oakwood Avenue at Sanders Avenue along an existing greenbelt to the Rouge River near Fordson Island; and

WHEREAS, The City of Detroit has retained ownership of greenbelt property with sales of the adjoining land; and, the proposed bicycle path may be funded using sources restricted for improvements in the public right-of-way; Therefore be it,

RESOLVED, That your Honorable Body authorize the conversion of the following described City of Detroit owned greenbelt properties into dedicated public right-of way:

Legal Description of “Sanders Colonial Greenbelt” to be converted into dedicated public right-of-way.

Land in the City of Detroit, Wayne County, Michigan being a continuous strip of land, 30 feet wide, originally set aside as a greenbelt by acts of City Council; and being part of Private Claim Number 50 and beginning at Sanders Avenue, 60 feet wide, near its intersection with Colonial Avenue, 60 feet wide and extending northeasterly to the Rouge River at a point northeasterly of Powell Avenue, 50 feet wide, and being more particularly described as follows:

1) All that part of the land retained for greenbelt purposes, 30 feet wide, per resolution of the Detroit Common Council on January 20, 1953 and recorded in J.C.C. pages 138 and 139: “Resolved, That the 4.15 acre parcel of land extending 363 feet north of Sanders Avenue, excepting a strip 39 feet in width along the east side reserved for greenbelt and alley purposes be here and the same released for sale.” Also,

2) All that part of the land reserved for greenbelt purposes, 30 feet wide, as described in the Journal of Common Council, on August 28, 1951 J.C.C. pages 1996 and 1997: “Resolved that the southerly 9 feet of the 9.38 acre site lying north of Oakwood Avenue and east of the Wabash Railroad be and the same is hereby allocated for alley purposes

and the 30 foot strip of land immediately adjoining this 9 foot strip is hereby assigned to the Department of Parks and Recreation for development of a greenbelt" Also,

3) All that part of the land reserved for greenbelt purposes, 30 feet wide, as described in a deed accepted by Detroit Common Council and described in the Journal Of Common Council, October 16, 1951 on J.C.C. page 2396: "All that part of the West ½ of Private Claim 50, City of Detroit, Wayne County Michigan described as follows: Beginning at a point in the intersection of the north line extended easterly of Ormond Avenue, 66 feet wide as platted in the G. W. Zanger Oakwood Subdivision, as recorded in Liber 43, of Plats, Page 40, Wayne County Records, with the West line of Oakwood Subdivision as recorded in Liber 13 of Plats, Page 36 Wayne County Records, said point of beginning being distant South 57 degrees, 58 minutes, 24 seconds East 576.72 feet from the intersection of the west line of said Private Claim 50 with the north line, extended of said Ormond Avenue; thence along the west line of said Oakwood Subdivision North 31 Degrees, 47 minutes, 34 seconds East 477.75 feet to a point in the south bank of the River Rouge; thence along the south bank of the River Rouge North 43 degrees, 28 minutes, 53 seconds West, 40.33 feet; thence along a line 39 feet west of and parallel to the west line of Oakwood Subdivision, South 31 degrees, 47 minutes, 34 seconds West 487.84 feet to a point in the extended north line of Ormond Avenue as platted in the G. W. Zanger Oakwood Subdivision; thence along a line South 57 degrees, 58 minutes, 24 seconds East, 39.00 feet to the point of beginning"

Also,

WHEREAS, The rerouting of Oakwood Avenue and the dedication of the greenbelt into public rights-of-way require the naming of these rights-of-way. And,

WHEREAS, in considering the naming it is desirable to take into account the continuity of the streets in the area; and so existing names are being adopted for use in the newly configured rights-of-way. Therefore be it,

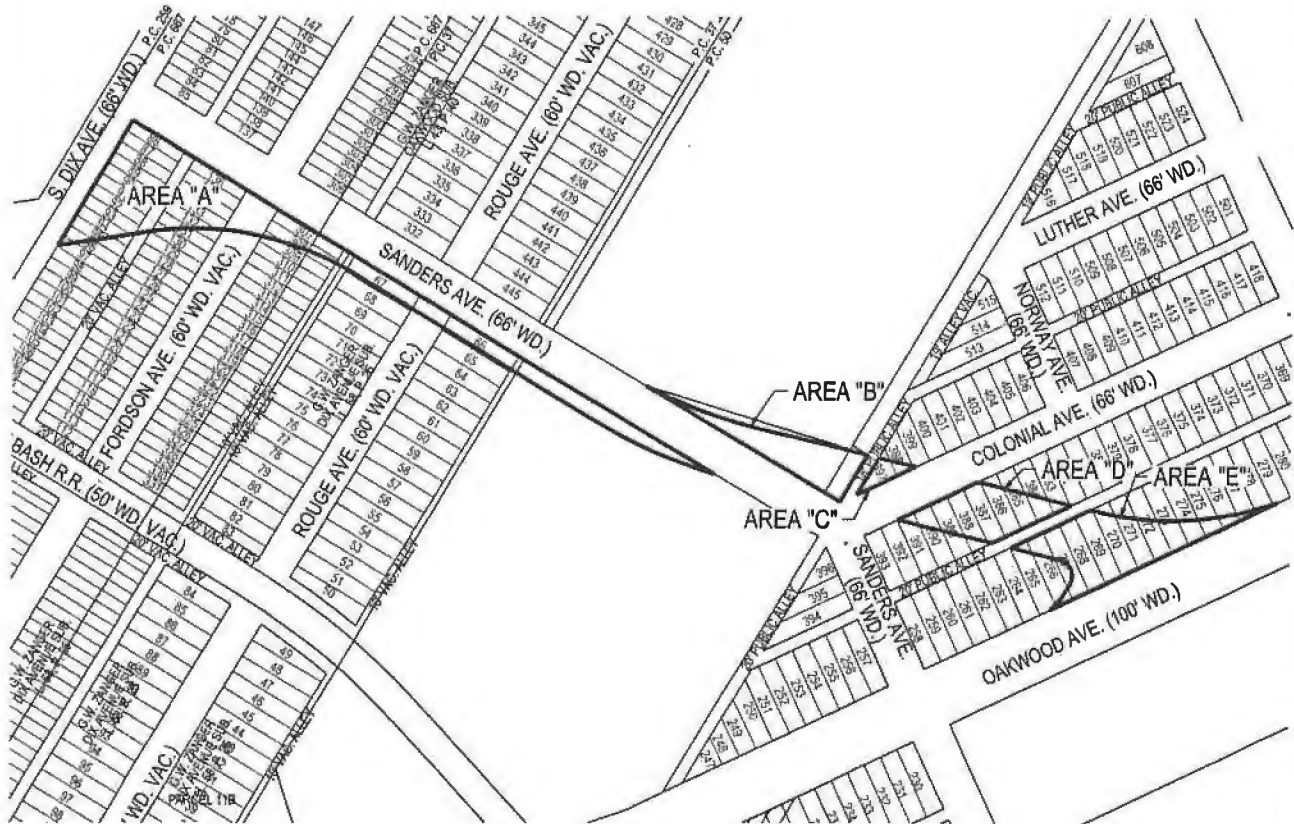
RESOLVED, The New Streets shall be named as follows:

The newly dedicated areas of the Oakwood Avenue reroute, together with Sanders Avenue from the North line of Colonial Avenue to Dix Avenue shall be named: **Oakwood Avenue**. The remaining portion of Oakwood Avenue from the newly rerouted portion of said Oakwood Avenue westerly past Sanders Avenue and up to the vacated part of Oakwood Avenue shall be named: **Old Oakwood Avenue**. The newly converted greenbelt from the Oakwood Avenue reroute to the Rouge River shall be named **Sanders Avenue**.

PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

EXHIBIT "A" RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

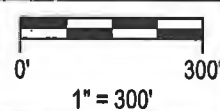
A PART OF PRIVATE CLAIMS 667, 37 AND 50,
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN



NOTES:

BEARINGS BASED ON MICHIGAN STATE PLANE
COORDINATES SOUTH ZONE (2113)

SEE PAGES 2-11 FOR DETAIL AND LEGAL
DESCRIPTION OF EACH AREA



DRAWN BY: KFB

CHECKED BY: DAR

PREPARED FOR:
MARATHON PETROLEUM
COMPANY, L.P.
3100 S. FORT ST.
DETROIT, MI

JOB No.: M2070180

PAGE 1 OF 11

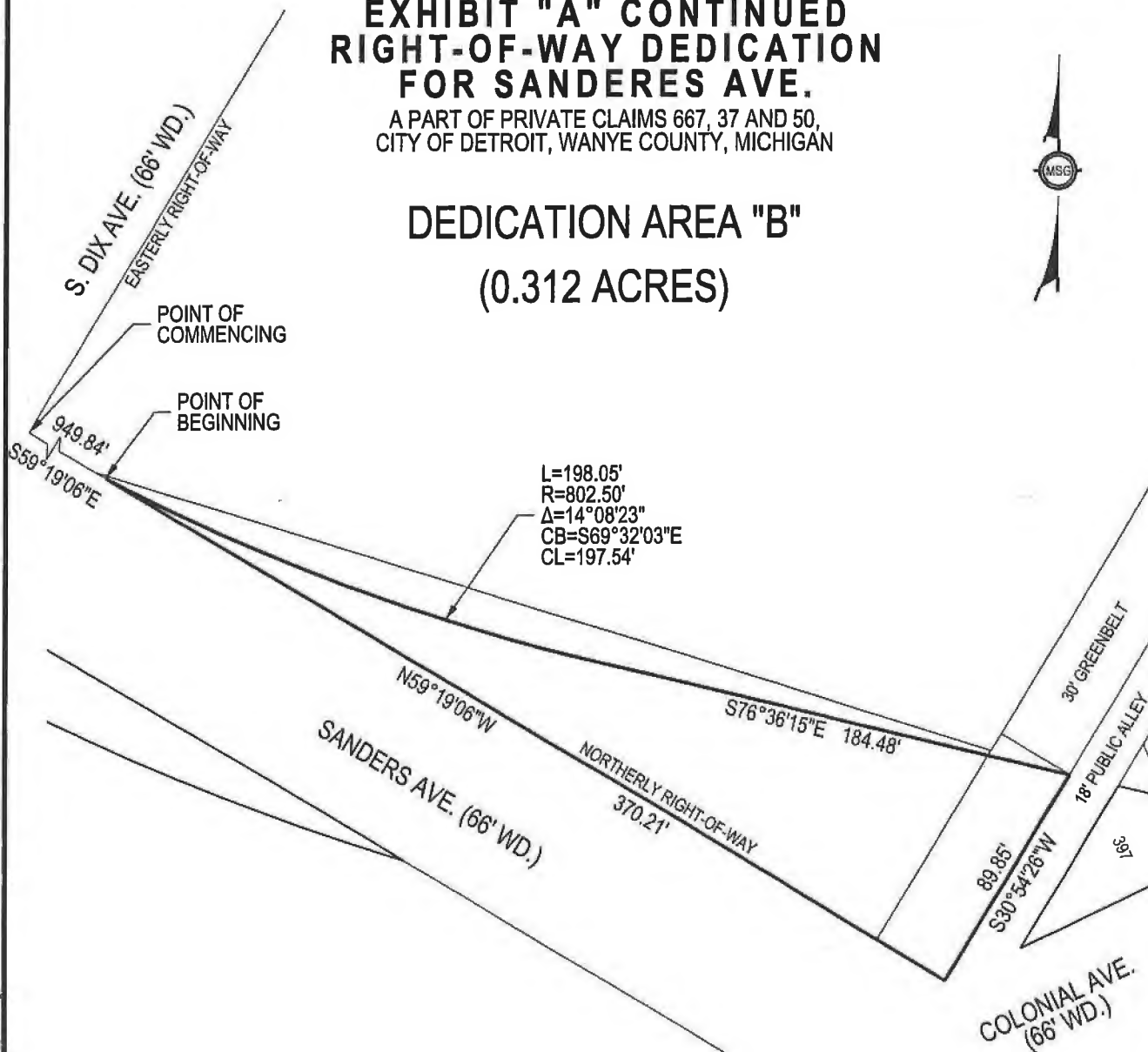


65 CADILLAC SQUARE
SUITE 3311
DETROIT, MICHIGAN 48226
TEL: (313) 961-9500
FAX: (313) 961-9509

EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN

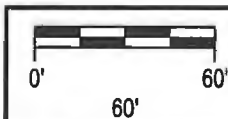
DEDICATION AREA "B" (0.312 ACRES)



NOTES:

BEARINGS BASED ON MICHIGAN STATE
PLANE COORDINATES SOUTH ZONE (2113)

SEE PAGE 5 FOR LEGAL DESCRIPTION



DRAWN BY: KFB

CHECKED BY: DAR

PREPARED FOR:

MARATHON PETROLEUM
COMPANY, L.P.

3100 S. FORT ST.
DETROIT, MI

JOB No.: M2070180

PAGE 4 OF 11

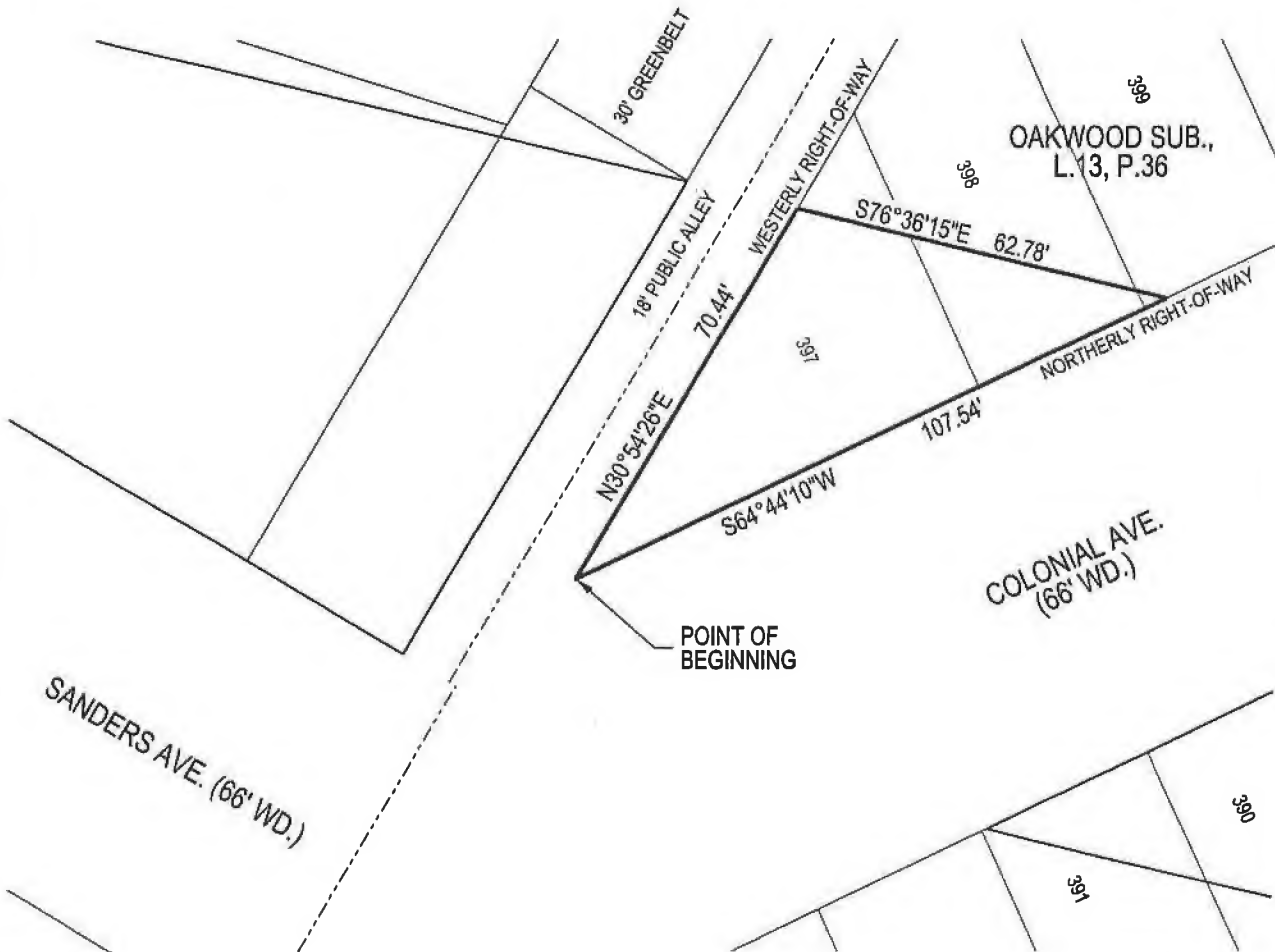


65 CADILLAC SQUARE
SUITE 3311
DETROIT, MICHIGAN 48228
TEL: (313) 961-9500
FAX: (313) 961-9509

EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,
CITY OF DETROIT, WANYE COUNTY, MICHIGAN

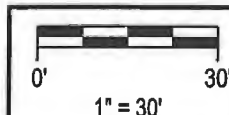
DEDICATION AREA "C" (0.048 ACRE)



NOTES:

BEARINGS BASED ON MICHIGAN STATE
PLANE COORDINATES SOUTH ZONE (2113)

SEE PAGE 7 FOR LEGAL DESCRIPTION



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CHECKED BY: DAR

PREPARED FOR:
**MARATHON PETROLEUM
COMPANY, L.P.**
3100 S. FORT ST.
DETROIT, MI

JOB No.: M2070180 PAGE 6 OF 11

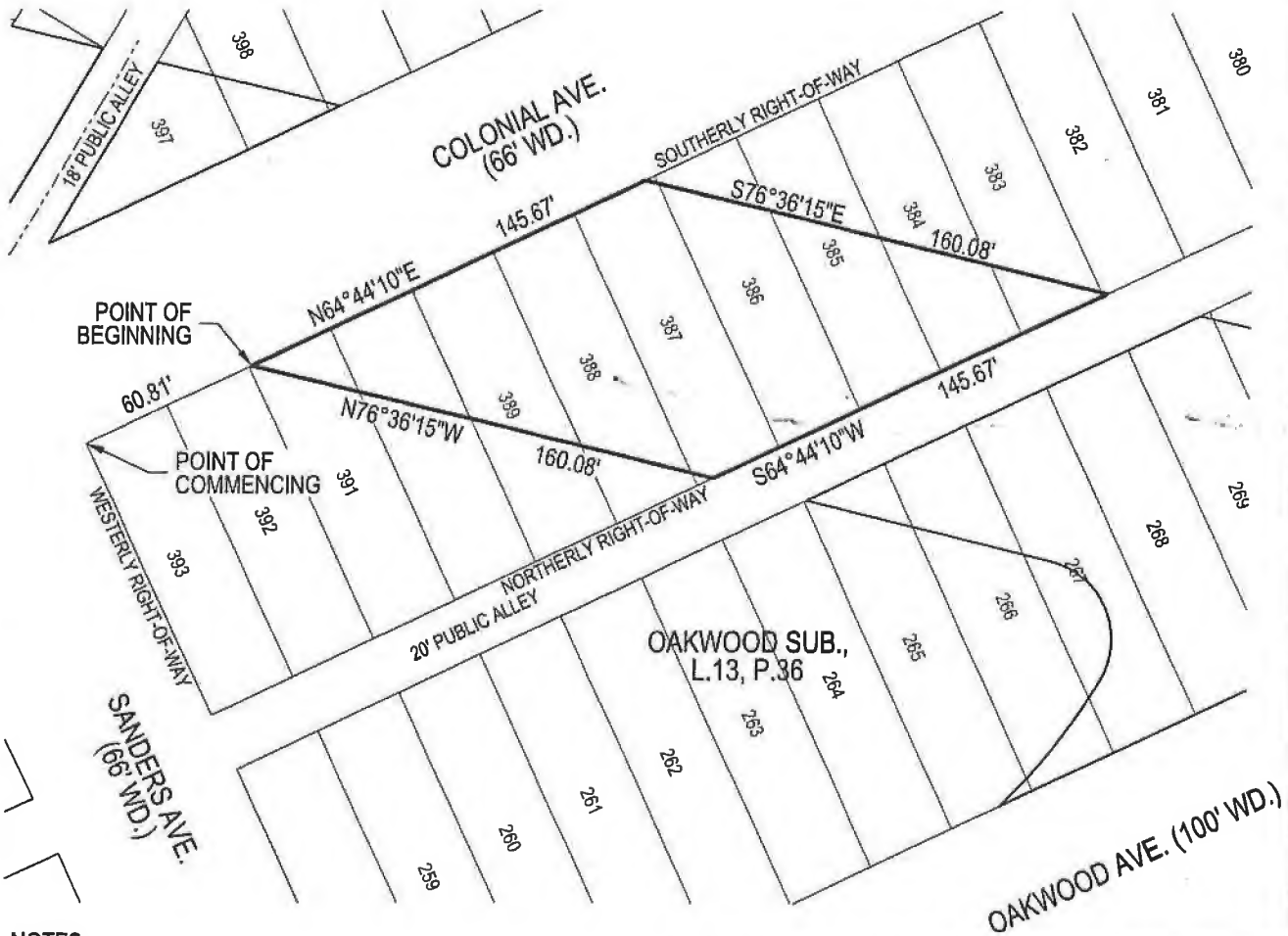


65 CADILLAC SQUARE
SUITE 3311
DETROIT, MICHIGAN 48226
TEL: (313) 961-9500
FAX: (313) 961-9509

EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN

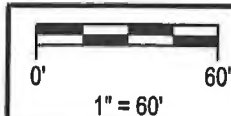
DEDICATION AREA "D" (0.334 ACRE)



NOTES:

BEARINGS BASED ON MICHIGAN STATE PLANE
COORDINATES SOUTH ZONE (2113)

SEE PAGE 9 FOR LEGAL DESCRIPTION



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PREPARED FOR:
**MARATHON PETROLEUM
COMPANY, L.P.**
3100 S. FORT ST.
DETROIT, MI

JOB No.: M2070180 PAGE 8 OF 11

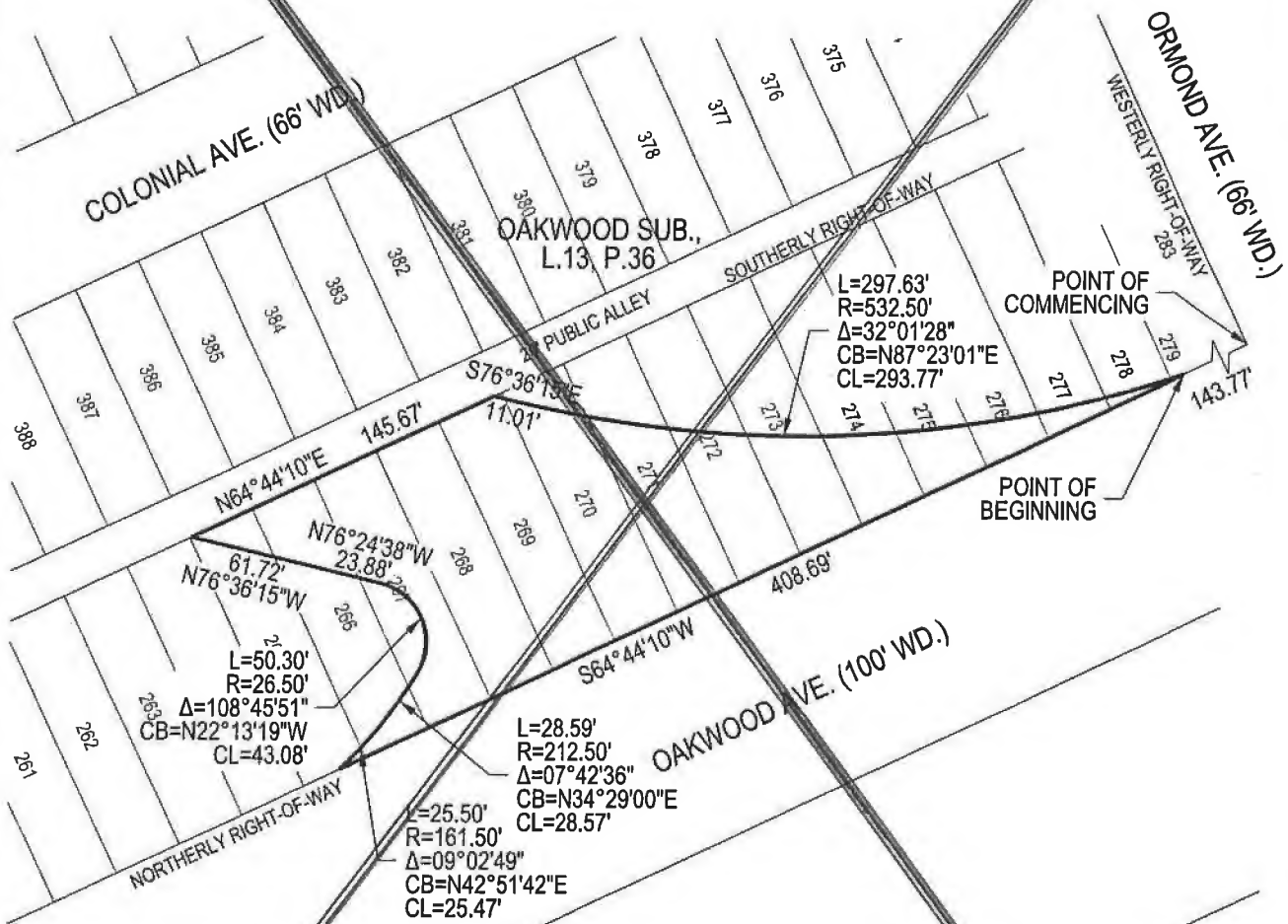


65 CADILLAC SQUARE
SUITE 3311
DETROIT, MICHIGAN 48226
TEL: (313) 961-9500
FAX: (313) 961-9509

DELETED EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN

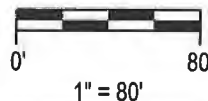
DEDICATION AREA "E" (0.546 ACRE)



NOTES:

BEARINGS BASED ON MICHIGAN STATE PLANE COORDINATES
SOUTH ZONE (2113)

SEE PAGE 11 FOR LEGAL DESCRIPTIONS



DRAWN BY: KFB

CHECKED BY: DAR

PREPARED FOR:

MARATHON PETROLEUM
COMPANY, L.P.
3100 S. FORT ST.
DETROIT, MI

JOB No.: M2070180 PAGE 10 OF 11

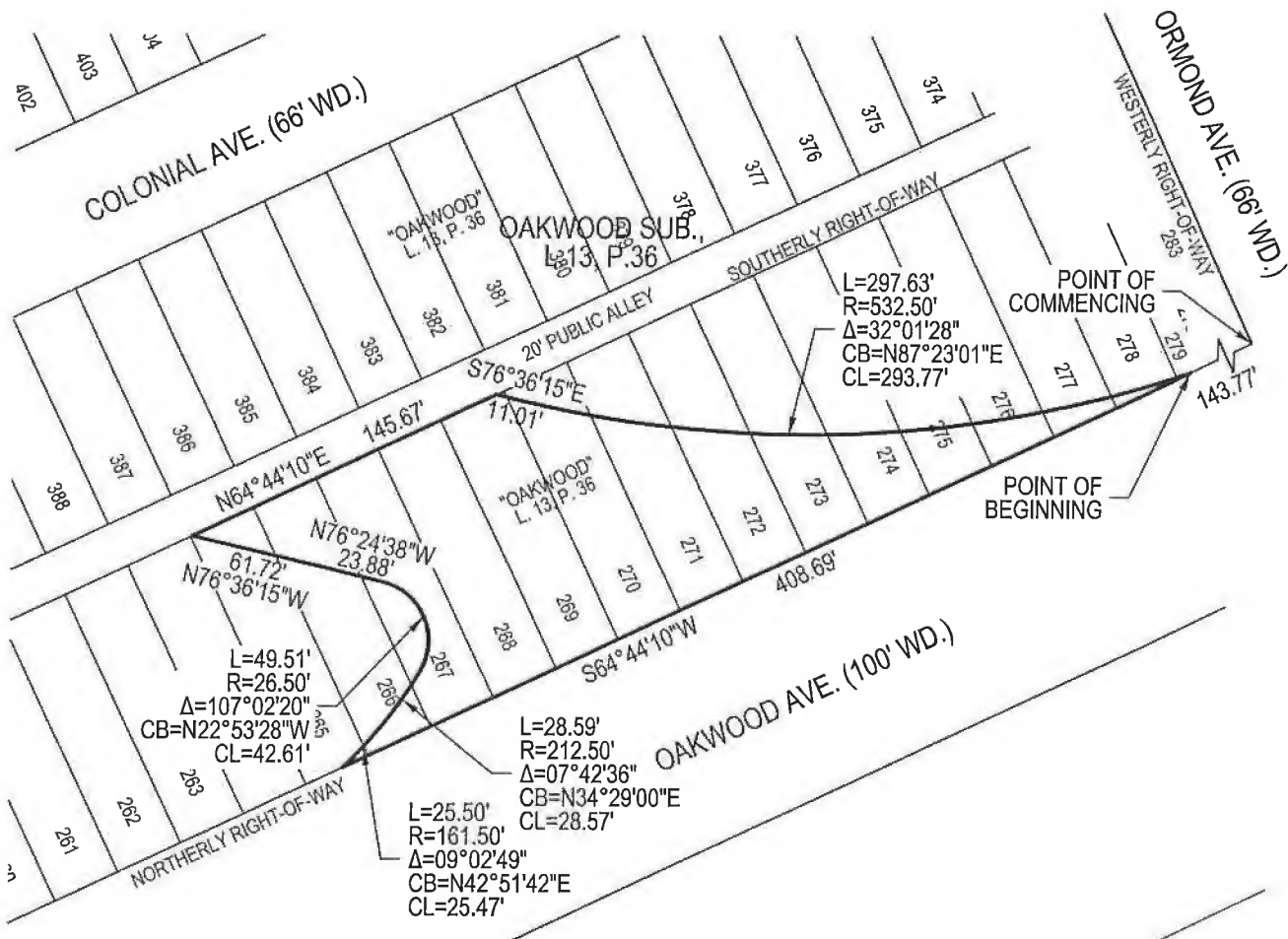


65 CADILLAC SQUARE
SUITE 330
DETROIT, MICHIGAN 48226
TEL: (313) 961-9500
FAX: (313) 961-9509

REVISED EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,
CITY OF DETROIT, WANYE COUNTY, MICHIGAN

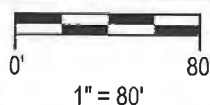
DEDICATION AREA "E" (0.546 ACRE)



NOTES:

BEARINGS BASED ON MICHIGAN STATE PLANE COORDINATES
SOUTH ZONE (2113)

SEE PAGE 11 FOR LEGAL DESCRIPTIONS



DRAWN BY: KFB

CHECKED BY: DAR

PREPARED FOR:

MARATHON PETROLEUM
COMPANY, L.P.
3100 S. FORT ST.
DETROIT, MI

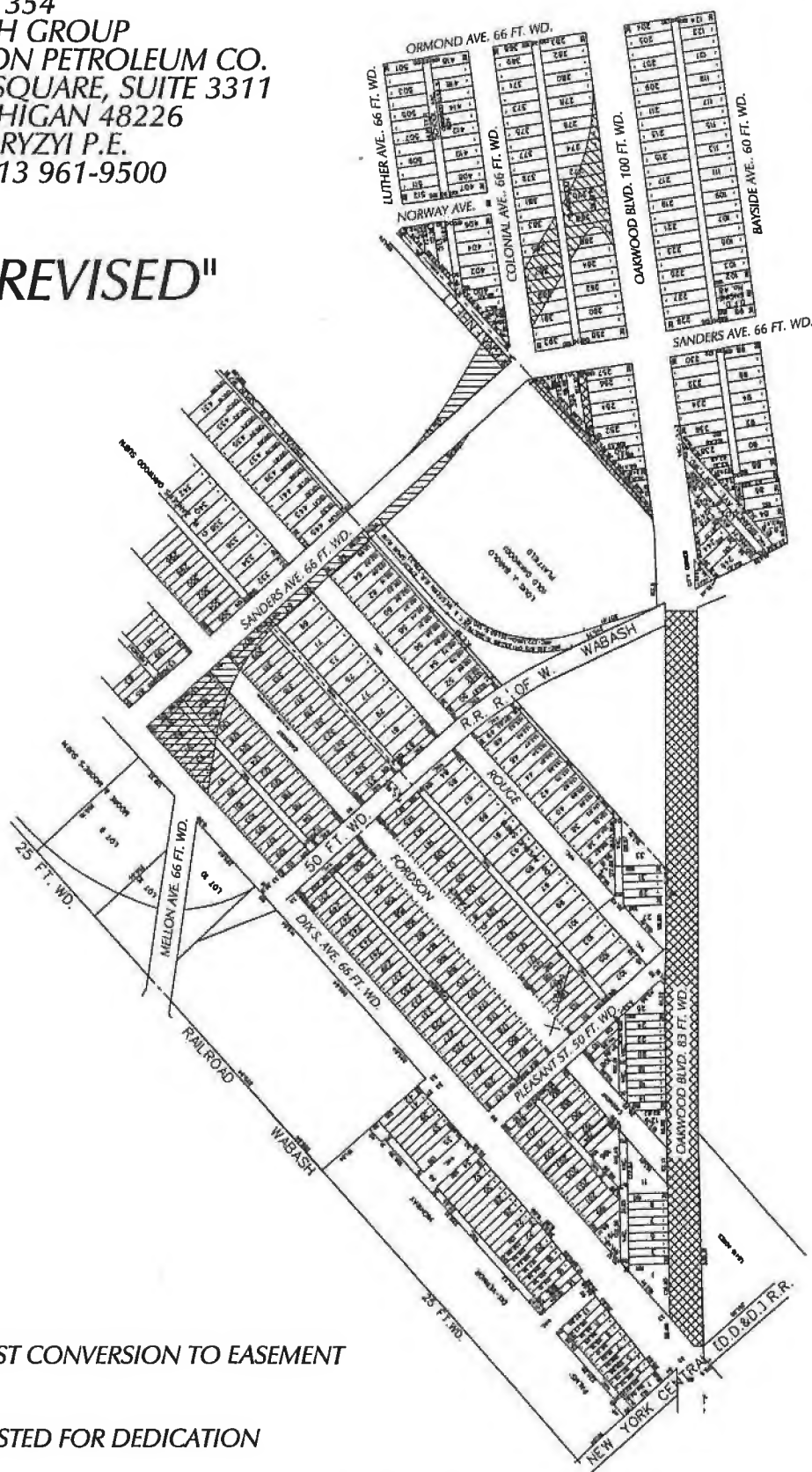
JOB No.: M2070180 PAGE 10 OF 11



85 CADILLAC SQUARE
SUITE 3311
DETROIT, MICHIGAN 48226
TEL: (313) 961-8500
FAX: (313) 961-8509

PETITION NO. 354
 MANNIK SMITH GROUP
 C/O MARATHON PETROLEUM CO.
 65 CADILLAC SQUARE, SUITE 3311
 DETROIT, MICHIGAN 48226
 C/O DAVID A. RYZYI P.E.
 PHONE NO. 313 961-9500

"REVISED"



- REQUEST CONVERSION TO EASEMENT



- REQUESTED FOR DEDICATION

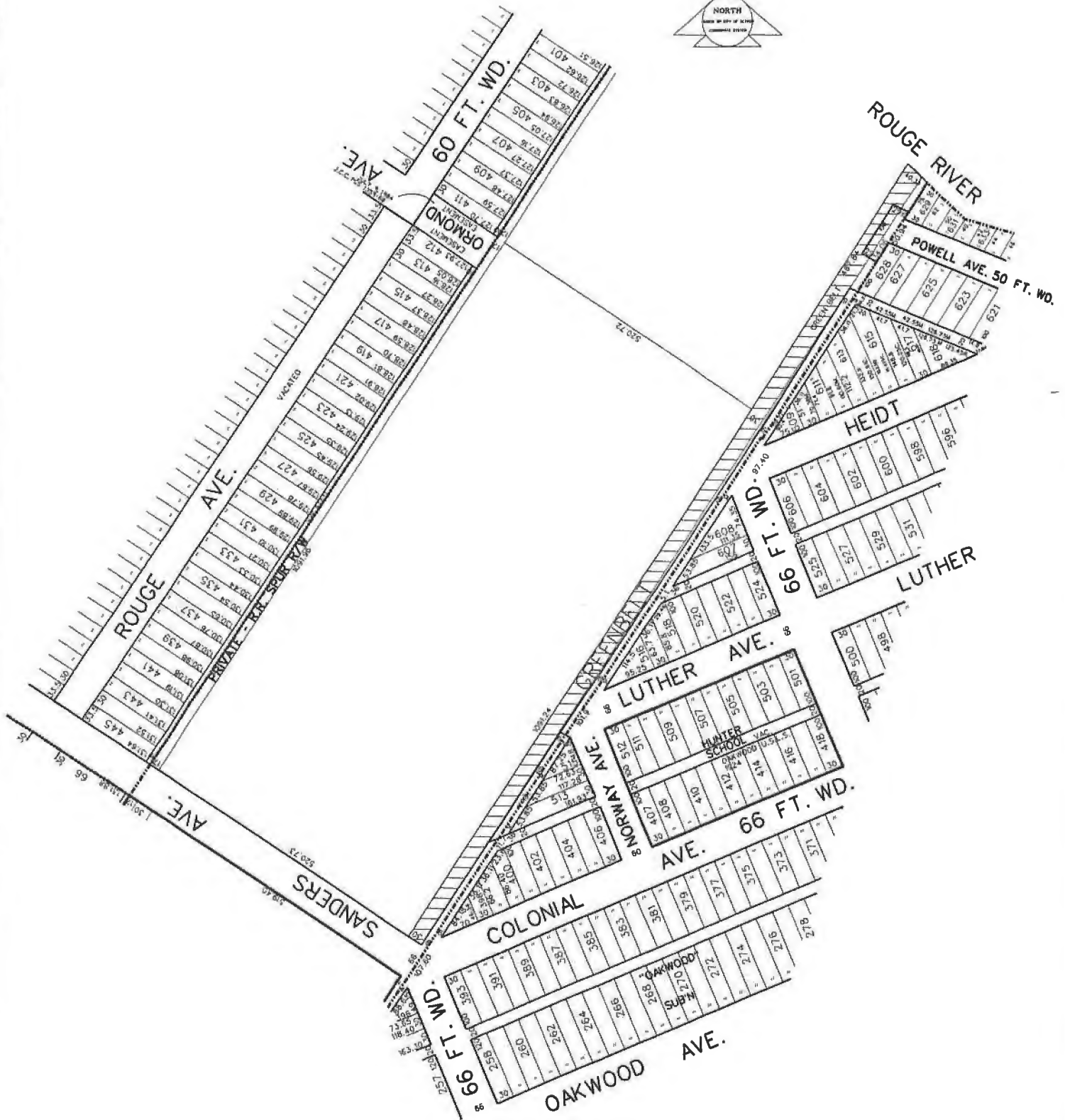
(FOR OFFICE USE ONLY)

CARTO 71 D & E

B				
A	CHANGING VACATION TO EASEMENT	WLW		9/18/14
	DESCRIPTION	DRWN	CHKD	APPD DATE
REVISIONS				
DRAWN BY WLW		CHECKED		
DATE 08-19-14		APPROVED		

REQUEST TO CONVERT TO EASEMENT
 A PORTION OF OAKWOOD BLVD. 1872.82 FT. 83 FT. WD.
 A NORTH/SOUTH 20 FT. WD. AND A EAST/WEST 20 FT. WD.
 PUBLIC ALLEY BETWEEN SANDERS AVE. & OAKWOOD BLVD.
 REQUEST FOR DEDICATION
 IN AREA BOUND BY
 OAKWOOD BLVD., WABASH R.R., DIX S. AND ORMOND AVE.

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 354



GREENBELT TO BE CONVERTED TO PUBLIC RIGHT-OF-WAY SHOWN BY HATCHED AREA

NO SCALE
CARTO 71 D E F

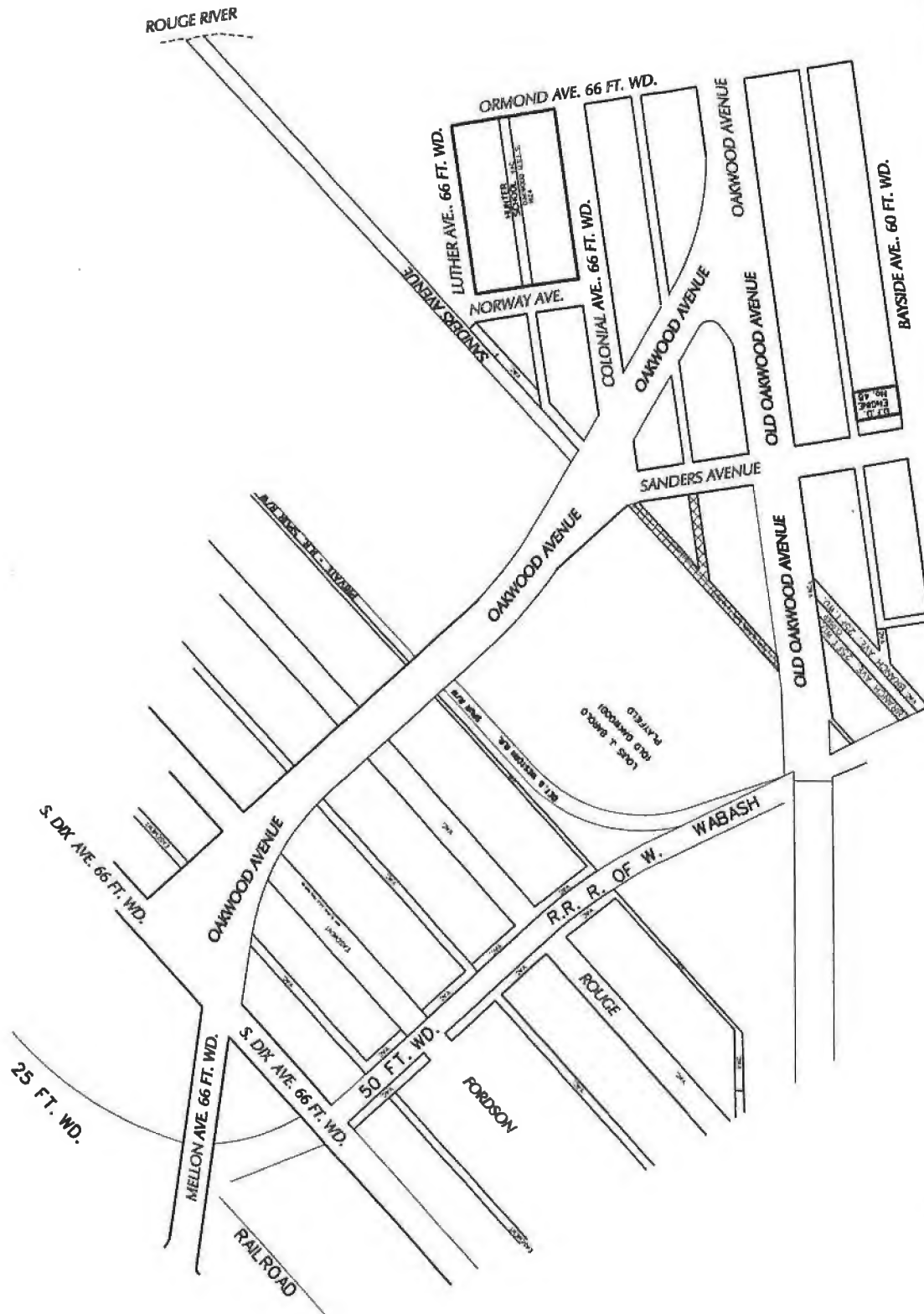
B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY J. KNOLL		CHECKED			
DATE SEPTEMBER 2014		APPROVED			

SKETCH OF GREENBELT
COMMONLY KNOWN AS
"COLONIAL SANDERS GREENBELT"
TO BE CONVERTED TO PUBLIC
RIGHT-OF-WAY

CITY OF DETROIT
CITY ENGINEERING - DPW
SURVEY BUREAU

JOB NO. GREENBELT

DRWG. NO. OAKWOOD.DGN



CARTO 71 D & E

(FOR OFFICE USE ONLY)

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY J KNOLL	CHECKED				
DATE SEPTEMBER 2014	APPROVED				

SKETCH OF OAKWOOD REROUTE
SHOWING STREET NAME CHANGES:
OAKWOOD AVENUE
OLD OAKWOOD AVENUE
AND SANDERS AVENUE

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	OAKWOOD REROUTE
DRWG. NO.	OAKNAMES.DGN



City of Detroit

CITY CLERK 2019 OCT 17 PM 4:34


65

GABE LELAND
COUNCIL MEMBER

MEMORANDUM

TO: LaJuan Counts, Director
General Services

THRU: Council Member Scott Benson, Chairperson
Public Health and Safety Standing Committee

FROM: Gabe Leland 
Councilman District 7

DATE: October 17, 2019

RE: 4276 Buena Vista

Could you please investigate and respond as to why when the city owned tree was removed, the stump and disease infested roots were not removed as promised. The resident says her grass in the area is no longer growing despite her many attempts to maintain it.

cc: Honorable Colleagues
Stephanie Washington / Gail Fulton, Mayor's Liaisons
Janice Winfrey, City Clerk

gl:ab



City of Detroit

CITY CLERK 2019 OCT 17 PM 1:31


66

GABE LELAND
COUNCIL MEMBER

MEMORANDUM

TO: Ron Brundidge, Director
Department of Public Works

THRU: Council Member Scott Benson, Chairperson
Public Health and Safety Standing Committee

FROM: Gabe Leland 
Councilman District 7

DATE: October 17, 2019

RE: 10074 Cedarlawn between Griggs and Washburn

Please investigate and respond as to whether sidewalk repair is needed on Cedarlawn between Griggs and Washburn. The neighbors have shared that the sidewalks are damaged and need replacing. Thank you.

cc: Honorable Colleagues
Stephanie Washington / Gail Fulton, Mayor's Liaisons
Janice Winfrey, City Clerk

gl:ab



City of Detroit

CITY CLERK 2019 OCT 17 PM 1:32


67

GABE LELAND
COUNCIL MEMBER

MEMORANDUM

TO: Gary Brown, Director
DWSD

THRU: Council Member Scott Benson, Chairperson
Public Health and Safety Standing Committee

FROM: Gabe Leland 
Councilman District 7

DATE: October 17, 2019

RE: Street Flooding Fielding between Capitol and Wadsworth

Please investigate and respond as to why Fielding between Capitol and Wadsworth continues to flood when it rains. This has been an ongoing issue for 20 years.

cc: Honorable Colleagues
Stephanie Washington / Gail Fulton, Mayor's Liaisons
Janice Winfrey, City Clerk

gl:ab



City of Detroit

CITY CLERK 2019 OCT 17 PM 1:34

68

GABE LELAND
COUNCIL MEMBER

MEMORANDUM

TO: Ron Brundidge, Director
Department of Public Works

THRU: Council Member Scott Benson, Chairperson
Public Health and Safety Standing Committee

FROM: Gabe Leland *GL*
Councilman District 7

DATE: October 17, 2019

RE: Mecca between Schaefer and Shirley

Please investigate and respond as to whether sidewalk repair is needed on Mecca between Schaefer and Shirley. The neighbors and the PRIDE area community group have shared that the sidewalk and skirt are damaged. Thank you.

cc: Honorable Colleagues
Stephanie Washington / Gail Fulton, Mayor's Liaisons
Janice Winfrey, City Clerk

gl:ab